

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 10, 2008

DIVISION ONE

[illegible]

The judgment is reversed, and the cause is remanded to the trial court with directions to dismiss the charges against Sutton.

Vogel (Miriam A.), Acting P.J.

We concur: Rothschild, J.
Jackson, J. (Assigned)

B201919 People (Not for Publication)
v.
Todd Dereck Taylor

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Jackson, J. (Assigned)

April 10, 2008 (Continued)

DIVISION ONE (continued)

B197442 People (Not for Publication)

V.

Ernesto Armedariz Anguiano

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

DIVISION TWO

B199914 People (Not for Publication)

V.

Boulware

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

B194505 People (Not for Publication)

V.

Villanueva

The judgment is affirmed.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

DIVISION TWO (continued)

B201119 Los Angeles County, D.C.S. (Not for Publication)
v.
M.M.

The juvenile court's jurisdiction findings and disposition order are affirmed.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.
 Chavez, J.

B192112 People (Not for Publication)
v.
Snowden

The judgment is modified as follows: The parole revocation fine of \$10,000 is stricken; the additional terms of 35 years for each count on the firearm enhancements is reduced to four years per count; and appellant shall be awarded additional conduct credit of 465 days. The trial court is directed to amend the abstract of judgment to reflect these modifications and to forward certified copies of the amended abstracts to the Department of Corrections. (Pen. Code, §§ 1213, 1216.) The judgment is affirmed as modified.

Doi Todd, J.

We concur: Boren, P.J.
 Chavez, J.

DIVISION TWO (continued)

B199812 Scottsdale Insurance Company (Not for Publication)
v.
Zelig

The judgment is affirmed. Scottsdale shall recover its costs on appeal. In addition, Zelig is directed to pay Scottsdale the additional sum of \$8,250 as a sanction for prosecuting a frivolous appeal. The sanctions imposed are to be paid within 30 days after the issuance of the remittitur.

Doi Todd, J.

We concur: Boren, P.J.
 Chavez, J.

B193511 Castillo (Not for Publication)
v.
Castillo

The judgment is affirmed. Respondent(s) to recover costs.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.
 Chavez, J.

B194946 Elder (Not for Publication)
v.
Thomas

The judgment is affirmed. Respondent(s) to recover costs.

Doi Todd, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION FOUR

B198588 People (Not for Publication)
v.
Serrano

The judgment is modified by striking the restitution fine of \$200 imposed on February 20, 2007. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and deliver it to the Department of Corrections and Rehabilitation.

Manella, J.

We concur: Willhite, Acting P.J.
Suzukawa, J.

B198288 People (Not for Publication)
v.
Esparza

The order denying appellant's motion to vacate the judgment is reversed and the matter is remanded to the trial court to conduct a hearing to allow appellant to demonstrate he was prejudiced by the trial court's failure to provide complete advisements. If appellant is unable to establish prejudice, the trial court is ordered to reinstate the original order denying appellant's motion. If, however, appellant establishes that he was prejudiced by the trial court's failure to provide complete advisements, the trial court must grant the motion to vacate the judgment and order a new trial.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

April 10, 2008 (Continued)

DIVISION FOUR (continued)

B195605 People (Not for Publication)
v.
Gonzalez

The judgment is modified to reflect that the three-year gang enhancement (§ 186.22, subd. (b)(1)(C)) is stricken. In all other respects, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment to reflect this modification.

Manella, J.

We concur: Willhite, Acting P.J.
Suzukawa, J.

DIVISION FIVE

B199879 People (Not for Publication)
v.
Christhiane O.

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION SIX

Court convened at 1:30 p.m.

Present: Yegan, Acting P.J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B203634 People v. Jimenez, et al.

Matter off calendar.

April 10, 2008 (Continued)

DIVISION SIX (continued)

B192871 People v. Nava

Argument continued to May, 2008.

Each of the following:

B194983 People v. Phillips
B195622 People v. Aristondo
B195706 People v. Chavez
B196510 People v. Mendoza
B196925 People v. Rivera
B197529 People v. Sanchez
B197684 People v. Odiakosa
B197949 People v. Martinez
B198086 People v. Crosby
B198711 People v. Daniel P.
B200411 People v. Vazquez
B200645 People v. Offerman
B201729 People v. Luers

Argument waived, cause submitted.

B196780 People
 v.
 Ruiz

Merits:

Argued by Richard B. Lennon for appellant via video conference and by Sonya Roth, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (continued)

B196278 People
 v.
 Carrasco

Merits:

Argued by Lyn A. Woodward for appellant and by William H. Shin, Deputy Attorney General, for respondent via video conference. Cause submitted.

B195779 People
 v.
 Beverford

Merits:

Argued by Lyn A. Woodward for appellant and by Beverly K. Falk, Deputy Attorney General, for respondent via video conference. Cause submitted.

B195474 People
 v.
 Guerrero

Merits:

Argued by Lisa O. Lytikainen, Deputy District Attorney, for appellant and by James T. Studer for respondent. Cause submitted.

Gilbert, P.J. assumed the bench.

B198572 People
 v.
 Wycoff

Merits:

Argued by Jeffrey Lewis for appellant and by Robert M. Snider, Deputy Attorney General, for respondent. Cause submitted.

DIVISION SIX (continued)

B196317 People
 v.
 Thompson

Merits:

Argued by Thomas T. Ono for appellant and by Joseph P. Lee, Deputy Attorney General, for respondent via video conference. Cause submitted.

B197311 People
 v.
 Curtis

Merits:

Argued by Dan Mrotek for appellant and by Mary Sanchez, Deputy Attorney General, for respondent via video conference. Cause submitted.

B194358 People
 v.
 Madrigal et al.

Merits:

Argued by Conrad Petterman for appellant Madrigal, by Sharon M. Jones for appellant Alex Adrian Albillar and by Douglas L. Wilson, Deputy Attorney General, for respondent. Argument previously waived by appellant Albert Andrew Albillar. Cause submitted.

Court recessed.

Court reconvened at 4:10 p.m.

Present: Gilbert, P.J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

April 10, 2008 (Continued)

DIVISION SIX (continued)

The court welcomed students and staff from California Lutheran University, Ventura Co. Community College and Thousand Oaks Homeschoolers.

B200450 People
 v.
 Small

Merits:

Argued by Robert Peterson for appellant and by Robert M. Snider, Deputy Attorney General, for respondent. Cause submitted.

Court adjourned.

B198316 People
 v.
 Hamlet

Filed order denying petition for rehearing.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Wiley, J. (Assigned) and Eva McClintock, Deputy Clerk.

Each of the following:

B194011 People v. Garcia
B194448 People v. Rodriguez
B195095 People v. Johnson
B197439 People v. Macias
B199563 People v. Iniguez
B200034 People v. Perez

DIVISION SEVEN (continued)

Each of the following (continued):

B193927 Shafrir v. Nicherie
B196713 People v. Ketchens

Argument waived, cause submitted.

B194271 People
 v.
 Avini

Merits:

Argued by Richard Lennon for appellant and by Catherine Okawa Kohm, Deputy Attorney General for respondent. Cause submitted.

B201473 People
 v.
 Dion H.,

Merits:

Argued by Cindy Brines for appellant and by Corey Robins, Deputy Attorney General for respondent. Cause submitted.

B196889 People
 v.
 Margarejo

Merits:

Argued by Leonard Klaif for appellant and by Nancy James, Deputy Attorney for respondent. Cause submitted.

DIVISION SEVEN (continued)

B195790 People
 v.
 Lilly

Merits:
Argued by Linn Davis for appellant and by Robert Schneider, Deputy Attorney General for respondent. Cause submitted.

B202607 White
 v.
 Deloitte & Touche LLP

Merits:
Argued by Zeddrick White appellant in propria persona and by Joel Krischer for respondent. Cause submitted.

B197703 Wagner
 v.
 Wagner

Merits:
Argued by James Crowell for appellant and by David Hutchens for respondent. Cause submitted.

B189567 Zanone
 v.
 City of Whittier

Merits:
Argued by Jens Koepke for appellant and by Michael Grobaty for respondent. Cause submitted.

DIVISION SEVEN (continued)

B188321 Meiers
 v.
 B. Wayne Hughes et al.,

Merits:
Argued by Steven Meiers and Edward Xanders for appellants and by
Vicent Chieffo, Hyrum Hunt, Peter Umoff and Michael Irving for
respondents. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Wiley, J. (Assigned) and Eva McClintock,
Deputy Clerk.

B196921 Sanchez
 v.
 Sanchez

Merits:
Argued by Barry Orlyn for appellant and by Eliseo Gauna for respondent.
Cause submitted.

B200083 Price
 v.
 Connolly-Price

Merits:
Argued by John Hillsman for appellant and by Mitchell Griffin for
respondent. Cause submitted.

April 10, 2008 (Continued)

DIVISION SEVEN (continued)

B192984 Las Lomas Land Company
B192986 v.
 City of Santa Clarita

Merits:

Argued by Timothy Irons for appellant and by Carlyle Hall for respondent.
Cause submitted.

Court adjourned.